

ORIGINAL

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Attorney for Defendant
CHERYL ZEMBIK

FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

JUN 16 2006

at 10 o'clock and 15 min. AM
SUE BEITIA, CLERK

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII**

WILLIAM KOTIS,

Plaintiff,

vs.

STATE OF HAWAII DEPT. OF
PUBLIC SAFETY, et. al.

Defendants.

CIVIL NO. 04-00167 SOM-KSC
(Consolidated)

**DEFENDANT CHERYL ZEMBIK'S
MOTION FOR NON-JURY TRIAL;
MEMORANDUM IN SUPPORT OF
MOTION FOR NON-JURY TRIAL;
CERTIFICATE OF SERVICE**

No Trial Date

DEFENDANT CHERYL ZEMBIK'S MOTION FOR NON-JURY TRIAL

Comes Now Defendant Cheryl Zembik, by her attorney etc and moves
this Court to Order that trial of the remaining issue in this case be by the Court
sitting without a jury.

This motion is made pursuant to and supported by Rules 7 and 38 of the Federal Rules of Civil Procedure, the pleadings and files in this case, this Court's Order Regarding Jury Demand of June 9, 2006, and the attached Memorandum in Support

DATED: Honolulu, Hawaii, June 16, 2006.



JOHN M. GREGOR, JR.
Deputy Attorney General

Attorney for Defendant
CHERYL ZEMBIK